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DENIS P. KELLEHER

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MEMO ENDORSED

VIA FACSIMILE

Hon. Kenneth M. Karas  
United States District Judge  
Southern District of New York  
500 Pearl Street  
New York, NY 10007  
Fax# 212-805-7968

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August 17, 2007

RE: *United States v. Douglas Shyne, et. al.*  
S4 05 Cr. 1067 (KMK)

Dear Judge Karas:

I am the attorney for Naresh Pitambar ("Pitambar"), one of the defendants in the above-referenced indictment. I write to request until August 31, 2007 to file a reply to the government's response to my Rule 29 motion.<sup>1</sup> I received the government's response via ECF on August 10, 2007, but I was on vacation then and did not return to the office until yesterday.

I spoke to AUSA Dan Levy, and he indicated he has no objection to this request. I also spoke to Thomas Nooter, Esq., counsel for Roberto Montgomery, and Mr. Nooter joins in this request as he would like to file a reply as well. As the other two co-defendants who went to trial do not have a pending Rule 29 motion, I did not confer with them. Thank you for your consideration in this matter.

Respectfully submitted,

Denis Kelleher (DK-1414)

Cc: AUSA Dan Levy (via email)  
Thomas Nooter, Esq. (via email)

Granted.

SO ORDERED

KENNETH M. KARAS U.S.D.J.

8/17/07

<sup>1</sup> After reviewing the transcript and docket sheet, I do not believe the Court ever set a date when reply briefs were due.